

***IN THE UNITED STATES PATENT AND TRADEMARK OFFICE***

Applicant: Michael TESAR et al.  
Title: ANTI-CD38 HUMAN ANTIBODIES AND USES THEREFOR  
Appl. No.: 10/588,568  
International Filing  
Date: 02/07/2005  
371(c) Date: 10/14/2009  
Examiner: Anne Gussow  
Art Unit: 1643  
Confirmation No.: 8662

**REPLY UNDER 37 C.F.R. § 1.111**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Commissioner:

This communication is responsive to the Non-Final Office Action dated December 13, 2011, and is timely filed within the shortened statutory period. A Terminal Disclaimer accompanies this response.

**Listing of Claims** begins on page 2 of this document.

**Remarks/Arguments** begin on page 6 of this document.

Please amend the application as follows: